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**Introduced by Senator Hollingsworth**

February 10, 2004

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An act to amend Section 653o of the Penal Code, relating to protected animals.

## LEGISLATIVE COUNSEL'S DIGEST

SB 1207, as introduced, Hollingsworth. Protected animals.

Existing law provides that it is a crime to import into this state for commercial purposes, to possess with intent to sell, or to sell within the state, the dead body, or any part or product thereof, of any of a list of specified animals.

This bill would revise the list to provide that the prohibition applies to the list of specified endangered animals.

Vote: majority. Appropriation: no. Fiscal committee: no. State-mandated local program: no.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 653o of the Penal Code is amended to  
2 read:  
3 653o. (a) It is unlawful to import into this state for  
4 commercial purposes, to possess with intent to sell, or to sell  
5 within the state, the dead body, or any part or product thereof, of  
6 any alligator, crocodile, polar bear, leopard, ocelot, tiger, cheetah,  
7 jaguar, sable antelope, wolf (*Canis lupus*), zebra, whale, cobra,  
8 python, sea turtle, colobus monkey, kangaroo, vicuna, sea otter,  
9 free-roaming feral horse, dolphin or porpoise (*Delphinidae*),  
10 Spanish lynx, or elephant *that is endangered*.



1 Any person who violates any provision of this section is guilty  
2 of a misdemeanor and shall be subject to a fine of not less than one  
3 thousand dollars (\$1,000) and not to exceed five thousand dollars  
4 (\$5,000) or imprisonment in the county jail for not to exceed six  
5 months, or both such fine and imprisonment, for each violation.  
6 (b) The prohibitions against importation for commercial  
7 purposes, possession with intent to sell, and sale of the species  
8 listed in this section are severable. A finding of the invalidity of  
9 any one or more prohibitions shall not affect the validity of any  
10 remaining prohibitions.

